



## INTERNATIONAL APPLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

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<b>(21) International Application Number:</b> PCT/US90/02425 <b>(22) International Filing Date:</b> 1 May 1990 (01.05.90) <b>(30) Priority data:</b> 346,143 1 May 1989 (01.05.89) US <b>(71) Applicant:</b> ENZYTECH, INC. [US/US]; 763D Concord Avenue, Cambridge, MA 02138 (US). <b>(72) Inventors:</b> GOMBOTZ, Wayne, R. ; 492 Marrett Road, Lexington, MA 02173 (US). HEALY, Michael, S. ; 185 Walnut Street, East Bridgewater, MA 02333 (US). BROWN, Larry, R. ; 38 Cummings Road, Newton, MA 02159-1753 (US). <b>(74) Agents:</b> PABST, Patrea, L. et al.; Kilpatrick & Cody, 100 Peachtree Street, Suite 3100, Atlanta, GA 30303 (US).		<b>(81) Designated States:</b> AT (European patent), AU, BE (European patent), CA, CH (European patent), DE (European patent), DK (European patent), ES (European patent), FR (European patent), GB (European patent), IT (European patent), JP, LU (European patent), NL (European patent), SE (European patent).  <b>Published</b> <i>With international search report. Before the expiration of the time limit for amending the claims and to be republished in the event of the receipt of amendments.</i>
<b>(54) Title:</b> VERY LOW TEMPERATURE CASTING OF CONTROLLED RELEASE MICROSPHERES  <b>(57) Abstract</b>  A process for preparing microspheres using very cold temperatures to freeze polymer-biologically active agent mixtures into polymeric microspheres with very high retention of biological activity and material. Polymer is dissolved in a solvent together with an active agent that can be either dissolved in the solvent or dispersed in the solvent in the form of microparticles. The polymer/active agent mixture is atomized into a vessel containing a liquid non-solvent, alone or frozen and overlaid with a liquified gas, at a temperature below the freezing point of the polymer/active agent solution. The cold liquified gas or liquid immediately freezes the polymer droplets. As the droplets and non-solvent for the polymer is warmed, the solvent in the droplets thaws and is extracted into the non-solvent, resulting in hardened microspheres.		

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## VERY LOW TEMPERATURE CASTING OF CONTROLLED RELEASE MICROSPHERES

### Background of the Invention

5 This invention generally relates to processes for making polymeric microspheres for controlled release of substances.

A variety of techniques are known by which active agents can be incorporated into polymeric microspheres. An example is spray drying. In spray drying, the polymer and active agent are mixed together in a solvent for the polymer, then the solvent is evaporated  
10 by spraying the solution, leaving polymeric droplets containing the active agent. Spray drying is reviewed in detail by K. Masters in "Spray Drying Handbook" (John Wiley & Sons, New York 1984); and Patrick B. Deasy in "Microencapsulation and Related Drug Processes" (Marcel Dekker, Inc., New York 1984). Spray drying works well for  
15 many agents but may inactivate some materials, particularly biologically active proteins, due to the heat generated during the process. In addition, considerable amounts of the material can be lost during the spray drying process due to sticking of the polymer to the large surface area on the sides of the chamber.

20 Solvent evaporation techniques have also been used to form microspheres. These techniques involve dissolving the polymer in an organic solvent which contains either dissolved or dispersed active agent. The polymer/active agent solution is then added to an agitated continuous phase which is usually aqueous and immiscible  
25 with the polymer/active agent. Emulsifiers can be included in the aqueous phase to stabilize the oil-in-water emulsion. The organic solvent is then evaporated over a period of several hours or more, thereby depositing the polymer around the core material. Solvent can be removed from the microspheres in a single step, as described in  
30 U.S. Pat. No. 3,737,337 and U.S. Pat. No. 3,523,906, or in U.S. Pat. No. 3,691,090 (under reduced pressure), or by the application of heat, as shown in U.S. Pat. No. 3,891,570. A two-step technique is described in U.S. Pat. No. 4,389,330. Freeze drying has also been

used to remove the solvent from microspheres, as reported by Sato, et al, in "Porous Biodegradable Microspheres for Controlled Drug Delivery. I. Assessment of Processing Conditions and Solvent Removal Techniques," Pharmaceutical Research 5, 21-30 (1988).

5 Solvent evaporation works reasonably well for hydrophobic drugs but the amount of incorporated material is usually lower than the theoretical values due to loss of drug to the aqueous phase, as reported by Benita, et al., in "Characterization of Drug Loaded Poly(d,l-lactide) Microspheres," J. Pharm. Sci. 73, 1721-1724 (1984). If  
10 water soluble active agents are used, such as proteins, a much more significant loss of material can occur.

Phase separation techniques have also been used to form microspheres. These techniques involve the formation of a water-in-oil or an oil-in-water emulsion. The polymer is precipitated from the  
15 continuous phase onto the active agent by a change in temperature, pH, ionic strength or the addition of precipitants. For example, U.S. Pat. No. 4,675,189 describes the formation of poly(lactic-co-glycolic acid) microspheres containing hormonally active polypeptides. The polypeptide is first dissolved in the aqueous phase of a water-in-oil  
20 emulsion. Polymer is then precipitated around the aqueous droplets by addition of a non-solvent for the polymer such as silicon oil. The final product, as with most phase separation techniques, is in the form of a microcapsule. Microcapsules contain a core material surrounded by a polymer membrane capsule. The release kinetics of active agents  
25 from these devices can be difficult to control.

Although these phase separation techniques result in the formation of microspheres containing active agents, active agent is often lost during the solvent extraction process. In addition, as with spray drying, biologically active proteins may be denatured during the  
30 process.

Cold temperatures have also been employed in certain steps of the microsphere formation process. For example, U.S. Pat.

No. 4,166,800 describes the use of temperatures between -40°C and -100°C along with a phase separation agent to stabilize the polymeric microspheres during phase separation.

5 A method using low temperature to form microspheres from an ethylene-vinyl acetate co-polymer, but not other polymers such as poly(lactic acid), is reported by Sefton, et al., in "Ethylene-Vinyl Acetate Copolymer Microspheres for Controlled Release of Macromolecules," J. Pharm. Sci. 73, 1859-1861 (1984). Polymer is dissolved in a dispersion of albumin in methylene chloride, added  
10 dropwise through a syringe into ethanol in a dry ice-ethanol bath (-78°C), where, upon hitting the cold ethanol, the drops gel and sink to the bottom of the container. After five to ten minutes the container is removed from the dry ice bath and allowed to warm to room temperature to extract the solvent from the microspheres. This  
15 system, however, does not work with other polymers such as poly(lactic acid).

Most of these methods result in the loss of some of the material being incorporated, and/or its activity. Many are very specific for a particular type of polymer, in part because the majority  
20 of these techniques rely on the use of a two phase system to form the microspheres, which are also very specific for each polymer type.

It is therefore an object of the present invention to provide a method for making microspheres containing biologically active materials with very little loss of activity and material.

25 It is a further object of the present invention to provide a method for making microspheres which can be used with a broad range of polymers.

It is a still further object of the present invention to provide such a process which is relatively quick, simple, and  
30 inexpensive.

### Summary of the Invention

A process for preparing microspheres using very cold temperatures to freeze polymer-biologically active agent mixtures into polymeric microspheres with very high retention of biological activity and material.

Polymer is dissolved in a solvent together with an active agent that can be either dissolved in the solvent or dispersed in the solvent in the form of microparticles. The polymer/active agent mixture is atomized into a vessel containing a liquid non-solvent, alone or frozen and overlayed with a liquified gas, at a temperature below the freezing point of the polymer/active agent solution. When the combination with the liquified gas is used, the atomized droplets freeze into microspheres upon contacting the cold liquified gas, then sink onto the frozen non-solvent layer. The frozen non-solvent is then thawed. As the non-solvent thaws, the microspheres which are still frozen sink into the liquid non-solvent. The solvent in the microspheres then thaws and is slowly extracted into the non-solvent, resulting in hardened microspheres containing active agent either as a homogeneous mixture of the polymer and the active agent or as a heterogeneous two phase system of discrete zones of polymer and active agent.

If a cold solvent is used alone, the atomized droplets freeze upon contacting the solvent, and sink to the bottom of the vessel. As the non-solvent for the polymer is warmed, the solvent in the microspheres thaws and is extracted into the non-solvent, resulting in hardened microspheres.

### Brief Description of the Drawings

Figure 1 is a schematic of the process of the present invention for making microspheres containing an agent to be incorporated using a liquified gas, frozen non-solvent system.

5           Figure 2 a schematic of the freezing and solvent extraction steps of Figure 1 in detail.

          Figure 3 is a graph of temperature of the ethanol in the process of the present invention as described in example 1 versus time in minutes: (a) as the liquified nitrogen is evaporated; (b) as the ethanol melts; (c) as the ethanol warms and the solvent in the  
10           microspheres begins to melt; and (d) as the temperature of the ethanol and microspheres begins to stabilize.

          Figure 4 is a graph of the release of active superoxide dismutase (SOD) from poly(L-lactide) microspheres ( $\mu\text{g}$  SOD  
15           released/mg SOD loaded microspheres) over time (days) at three loadings: 5% SOD, 10% SOD, and 20% SOD.

          Figure 5 is a schematic comparing the microspheres produced by varying the process of Figure 1: (a) using cold ethanol (-78°C) as the non-solvent without first freezing the polymer-agent  
20           solution; (b) using room temperature ethanol as the non-solvent without first freezing the polymer-agent solution; (c) using cold hexane as the non-solvent without first freezing the polymer-agent solution; and (d) using the method of Figure 1.

### Detailed Description of the Invention

25           Microspheres made according to the method described below can be formed in a size suitable for injection through a 26-gauge needle (less than 50 micrometers in diameter) and can contain from less than 0.01% by weight up to approximately 50% by weight active agent. Active agents which can be incorporated into the

microspheres include peptides, proteins, carbohydrates, polysaccharides, nucleic acids, lipids, steroids, and organic and inorganic drugs which are either hydrophobic or hydrophilic. Other excipients can also be entrapped in the microspheres, including, for  
5 example, dextran, poly(ethylene glycol), glucose and various salts.

Polymers that can be used to form the microspheres include bioerodible polymers such as poly(lactic acid), poly(lactic-co-glycolic acid), poly(caprolactone), polycarbonates, polyamides, polyanhydrides, polyamino acids, polyortho esters, polyacetals,  
10 polycyanoacrylates and degradable polyurethanes, and non-erodible polymers such as polyacrylates, ethylene-vinyl acetate copolymers and other acyl substituted cellulose acetates and derivatives thereof, non-erodible polyurethanes, polystyrenes, polyvinyl chloride, polyvinyl fluoride, poly(vinyl imidazole), chlorosulphonated polyolefins, and  
15 polyethylene oxide. Almost any type of polymer can be used provided the appropriate solvent and non-solvent are found which have the desired melting points. In general, a polymer solution is prepared containing between 1% polymer and 20% polymer, preferably 5-10% polymer.

20 There are two principal embodiments of the system for making microspheres: a combination cold liquified gas - frozen non-solvent system and a cold non-solvent system, wherein "cold" is defined as a temperature which will immediately freeze the polymer and "non-solvent" is a liquid in which the polymer is not soluble.

25 The process is shown schematically in Figure 1 for a liquified gas-frozen solvent system. Polymer 10 and agent to be incorporated 12 in solution 14 are atomized 16 using an ultrasonic device 18 into a cold liquified gas 20. The microspheres 22 are immediately frozen by the liquified gas 20. The non-solvent 24 thaws  
30 and the frozen spheres 22 sink into the very cold non-solvent 24. The non-solvent 24 extracts the solvent 14 from the spheres 22 as they thaw, leaving microspheres 26 containing the incorporated agent.



The liquified gas 20 can be liquid argon (-185.6°C), liquid nitrogen (-195.8°C), liquid oxygen (-182.9°C) or any other gas that results in the immediate freezing of the atomized droplets into frozen spheres 22.

5 Alternatively, a cold non-solvent for the polymer can be substituted for the combination of liquified gas-frozen non-solvent, provided the temperature of the non-solvent is below the freezing temperature of the polymer/active agent solution.

10 In both embodiments, it is important that the solution or suspension of polymer and active agent freeze immediately upon contacting the cold liquid, and then be slowly thawed and the polymer solvent extracted from the microspheres, leaving behind the polymer and active agent.

Figure 2 is a schematic of the freezing and solvent  
15 extraction steps of the process depicted in Figure 1. In Figure 2a, the atomized droplets 16 freeze when they contact the liquified gas 20 (liquid nitrogen), forming frozen spheres 22. In Figure 2b, these sink to the surface 28 of the frozen non-solvent (ethanol) 24. In Figure 2c, the liquid gas 20 is evaporated and, in Figure 2d, the spheres 22 begin  
20 to sink into the non-solvent 24 as the non-solvent thaws. In Figure 2e, the solvent 14 in the spheres 22 is extracted into the non-solvent 24 to form microspheres 26 containing the polymer and the active agent. In Figure 2f, other non-solvents such as hexane are added to the non-solvent (ethanol) to increase the rate of solvent extraction from  
25 certain polymers, where appropriate, for example, when spheres are formed of poly(lactic-co-glycolic acid) polymers.

The thawing rate is dependent on the choice of solvents and non-solvents, and the ambient temperature at which the system is thawed. It is important to select a solvent for the polymer having a  
30 higher melting point than the non-solvent for the polymer so that the non-solvent melts first, allowing the frozen microspheres to sink into the liquid where they later thaw. If a cold liquid non-solvent system

for making the polymeric microspheres is used, the microspheres will sink immediately into the non-solvent. As the solvent in the microsphere thaws, it is extracted into the non-solvent. The solvent for the polymer and the non-solvent for the polymer must be miscible to allow extraction of the solvent from the microspheres. Table 1 shows some exemplary polymer/solvent/non-solvent systems that can be used in this process along with their melting points.

An advantage of this method is that surface active agents are not required in most cases, as in most processes for making microspheres involving formation of an emulsion, such as phase separation. There are many drug delivery applications where surface active agents, or emulsifiers, interfere with release or cause an undesirable reaction. However, when desired, other materials can be incorporated into the microspheres with the biologically active agents. Examples of these materials are salts, metals, sugars, surface active agents, acids, bases, stabilizers, and release enhancing agents. Surface active agents may also be added to the non-solvent during extraction of the solvent to reduce the possibility of aggregation of the microspheres.

**Table 1: Polymers and Appropriate Solvents and Non-Solvents Systems, with Solvent and Non-Solvent Melting Points (in °C)**

<u>POLYMER</u>	<u>SOLVENT</u>	<u>NON-SOLVENT</u>
Poly(lactic acid)	Methylene Chloride (-95.1) Chloroform (-63.5)	Ethanol (-114.5) Methanol (-97.5)
Poly(lactic-co-glycolic acid)	Ethyl Acetate (-83.6) Acetone (-95.4) Methylene Chloride (-95.1)	Ethanol (-114.5) Ethyl ether (-116.3) Pentane (-130) Isopentane (-160)
Poly(caprolactone)	Methylene Chloride (-95.1)	Ethanol (-114.5)
Poly (vinyl alcohol)	Water (0)	Acetone (-95.4)
Ethylene-vinyl acetate	Methylene Chloride (-95.0)	Ethanol (-114.5)

The polymer/active agent/solvent mixture can be sprayed into the cold liquid, either the liquified gas or the cold non-solvent, using a variety of devices which can be used to form small droplets, including sonic nozzles, pressure nozzles, pneumatic nozzles and rotary atomizers.

A wide range of sizes of microspheres can be made by varying the droplet size, for example, by changing the nozzle diameter. If very large spheres are desired, the spheres can be extruded through a syringe directly into the cold liquid. Increasing the inherent viscosity of the polymer solution can also result in an increasing microspheres size. The size of the spheres produced by this process can range from

greater than 1000 down to 5 micrometers in diameter. A preferred size range for injectable microspheres is from 30 to 50 micrometers in diameter. The microspheres made by this technique are spherical in shape, without irregularities.

5           The microspheres made by this process can be either homogeneous or heterogeneous mixtures of the polymer and the active agent. Homogeneous mixtures are produced when the active agent and the polymer are both soluble in the solvent, as in the case of certain hydrophobic drugs such as steroids. Heterogeneous two  
10       phase systems having discrete zones of polymer and active agent are produced when the active agent is not soluble in the polymer/solvent, and is introduced as a suspension in the polymer/solvent solution, as with hydrophilic compounds such as proteins in methylene chloride.

15           The present invention is further described by the following non-limiting examples which demonstrate that the process is applicable to a wide range of polymers, solvents, and substances to be incorporated within the microspheres.

**Example 1:       Preparation of poly(L-lactic acid) microspheres containing SOD.**

20           0.7 g of poly(L-lactic acid) (Polysciences, Inc., Warrington, PA, mw 2000) was dissolved in 14.0 ml of methylene chloride to produce a 5% (w/v) polymer solution. 3.36 ml of this polymer solution was added to 42 mg of the enzyme superoxide dismutase (SOD) (American International Chemicals, Inc., Natick MA), to yield  
25       a 20% by weight superoxide dismutase (SOD) in 5% polymer solution. Similar preparations were made containing 10% and 5% SOD. The mixture was sonicated using a VirSonic 300 Ultrasonic Probe, Virtis Company, Inc., Gardiner, NY, to decrease the size of the protein particles, using the method of co-pending U.S. Serial No. 07/345,684  
30       entitled "Process for Producing Small Particles of Biologically Active Molecules" filed May 1, 1989 by Wayne R. Gombotz, Michael S. Healy, Larry R. Brown, and Henry E. Auer, and then placed in a 5 ml

gas tight syringe. A 150 ml amount of 100% ethanol was added to a 8  
x 6 x 1.5 in poly(propylene) tray. To this was added 300 ml of liquid  
nitrogen (-195.8°C) which resulted in a frozen layer of ethanol  
covered by a layer of liquid nitrogen. The polymer/protein mixture  
5 was extruded from the syringe via a syringe pump at a rate of 6.75  
ml/min, into an ultrasonic nozzle (Model 8700-60MS Microspray  
Atomic Nozzle, SonoTek Corp., Poughkeepsie, NY) that was placed  
over the liquid nitrogen/frozen ethanol solution. The nozzle atomized  
the mixture into droplets which froze upon contacting the liquid  
10 nitrogen and formed microspheres which then sank onto the frozen  
ethanol.

The container was placed in a -80°C freezer where the  
liquid nitrogen evaporated and the ethanol slowly melted over time.  
At (a), the ethanol is still frozen. At (b), the microspheres are  
15 beginning to sink into the ethanol as it melts. Once the temperature  
reaches -95.1°C, the methylene chloride is extracted from the  
polymer/protein spheres into the ethanol (c and d). After three days  
the container was removed from the freezer and the microspheres  
were filtered from the solvent. They were then dried in a vacuum  
20 desiccator for 24 hrs.

Under light microscopy, the microspheres were round and  
had diameters ranging from 30 to 50 micrometers. Scanning electron  
microscopy of microsphere cross sections showed the spheres to be  
porous.

25 The dried microspheres were suspended in a phosphate  
buffered solution, pH 7.4, and the release of the superoxide dismutase  
was monitored. Active protein was released over a time period of 38  
days, as shown in Figure 4. The specific activity of the SOD released  
was 90% of the starting specific activity. Release was compared for  
30 three different loadings: 5%, 10% and 20%. The 5% loaded  
microspheres released the least amount of enzyme, with a greater  
amount being released from the 10% and 20% loaded microspheres,

approximately 5-6 micrograms SOD/mg of microsphere for both loadings.

The microspheres containing 20% SOD (60 mg) were suspended in a 1.5 ml aqueous solution containing 5.5 mg of carboxymethylcellulose, 75 mg of D-mannitol and 1.5 mg of polysorbate 80. The microspheres were then injected into a rat through a 26-gauge needle at a concentration of 40 mg/ml. No clogging of the needle occurred demonstrating that these microspheres can be used for injection through a narrow gauge needle.

10    **Example 2:**        **Preparation of poly(DL-lactide-co-glycolide) (50:50) microspheres containing SOD.**

The procedure in Example 1 was repeated using poly(DL-lactide-co-glycolide) (50:50) Resomer L-104, (Boehringer Ingelheim, W.Germany) to form the microspheres. After the microspheres were extracted for three days in the cold ethanol at -80°C, 100 ml of hexane was added and the extraction was continued for another 24 hrs. The microspheres were then filtered and dried in a vacuum desiccator. Results of the size analysis and SEM observations were similar to those in example 1.

20    **Example 3:**        **Preparation of Poly(DL-lactide-co-glycolide) (50:50) microspheres containing HRP.**

The procedure of example 1 was repeated using Poly(DL-lactide-co-glycolide) (50:50) in methylene chloride to form microspheres containing horse radish peroxidase (HRP) (Sigma Chemical Co.) extracted into ethanol and hexane. Results were similar to those in example 1.

25    **Example 4:**        **Preparation of Poly(L-lactic acid) 2000 microspheres containing mitomycin C.**

30    Poly(L-lactic acid) 2000 in methylene chloride with 5% by weight mitomycin C was sprayed into ethanol. Mitomycin C is a 334 dalton chemotherapeutic agent. Results of the size analysis and SEM were similar to those in example 1. This example demonstrates that

molecules other than proteins can be incorporated into the microspheres.

**Example 5: Preparation of Poly(L-lactic acid) 2000 microspheres containing etoposide.**

5           Etoposide is an antineoplastic agent that is soluble in organic solvents. Poly(L-lactic acid) 2000 was dissolved in methylene chloride with 40% by weight etoposide and sprayed into ethanol. The resulting microspheres were 30 to 50 micrometer in diameter. Continuous release of etoposide was measured over a one week  
10       period. The results demonstrate that microspheres can be made from solutions containing both dissolved polymer and dissolved active agent.

**Example 6: Preparation of microspheres from a blend of poly(L-lactic acid) and poly(DL-lactic-co-glycolic acid) containing hemoglobin.**

15           A (1:1) blend of 5% poly(L-lactic acid) and 5% poly(DL-lactic-co-glycolic acid) with bovine hemoglobin (Sigma Chemical Co.) suspended in methylene chloride was sprayed into ethyl ether. Results of size analysis and SEM were similar to those in example 1, demonstrating that the process is applicable to microspheres formed  
20       from polymer blends. Release of the hemoglobin from the microsphere into physiological buffer was achieved over a two month period.

**Example 7: Preparation of microspheres from Poly(L-lactic acid) 2000 containing hemoglobin using liquid Argon.**

25           Hemoglobin suspended in a solution of poly(L-lactic acid) 2000 in methylene chloride was sprayed into liquid argon and frozen ethanol. Under the light microscope, the resulting dried spheres were seen to contain a heterogeneous dispersion of small hemoglobin  
30       particles distributed throughout the polymer matrix. This example demonstrates the applicability of other gases in the process.

Examples 8 through 12 describe the preparation of microspheres from different polymer solutions, demonstrating the variety of different polymers, solvents and non-solvents that can be used in the process of the present invention.

5    **Example 8:**        **Preparation of polyvinyl alcohol microspheres.**

A 5% by weight solution of polyvinyl alcohol (Elvanol, du Pont de Nemour & Co., Wilmington, DE) was dissolved in water. This was atomized through an ultrasonic nozzle into liquid nitrogen covering a layer of frozen acetone. After thawing for three days the  
10    30 to 50 micrometer diameter microspheres were filtered and dried.

**Example 9:**        **Preparation of Poly(caprolactone) microspheres.**

A 5% by weight solution of poly(caprolactone) (Sigma Chemical Co.) was dissolved in methylene chloride. This was atomized through an ultrasonic nozzle into liquid nitrogen covering a  
15    layer of frozen ethanol. After thawing for three days the microspheres were filtered and dried.

**Example 10:**       **Preparation of ethylene vinyl acetate copolymer microspheres.**

A 5% by weight solution of ethylene-vinyl acetate  
20    copolymer (Vynathene, USI Chemicals, Cincinnati, OH) was dissolved in methylene chloride. This was atomized through an ultrasonic nozzle into liquid nitrogen covering a layer of frozen ethanol. After thawing for three days the microspheres were filtered and dried.

**Example 11:**       **Preparation of poly(lactic acid) 2000 microspheres  
25                            in a cold liquid solvent.**

A 5% by weight solution of poly(l-lactic acid) was dissolved in methylene chloride. This was atomized through an ultrasonic nozzle into cold isopentane (-141.2°C). The droplets froze into  
30    spheres upon contact with the cold liquid and sank to the bottom of the container. The microspheres were placed in an -80°C freezer for three days to extract the solvent. They were then filtered and dried. This example illustrates that a cold non-solvent for the polymer can be



used, if its temperature is below the melting point of the polymer/solvent solution.

**Example 12: Demonstration of Criticality of the temperature.**

Experiments were conducted to determine the necessity of using a liquid that has a temperature below the freezing point of the polymer/solvent solution. A 5% solution of poly(L-lactic acid) was prepared in methylene chloride. This solution was atomized into six different systems (a) cold ethanol (-80°C); (b) room temperature ethanol (23°C); (c) cold hexane (-80°C); (d) liquid nitrogen layered over frozen ethanol (-195.8°C); (e) room temperature hexane (23°C); and (f) cold isopentane (-80°C). The results of systems (a) through (e) are shown in Figure 5. (In (a), atomized droplets of polymer were sprayed into cold ethanol (-80°C). Only teardrop shaped polymer particles and polymer fibers were produced. In (b), atomized polymer droplets were sprayed onto room temperature ethanol. Although spheres formed initially, these spheres gradually took on amorphous shapes and some of them fused. In (c), atomized droplets were sprayed onto cold hexane (-80°C). Room temperature hexane was also used (e). In both cases, although spheres formed initially, these fused to form a polymer film. Similar results were obtained spraying into isopentane (-80°C) (f).

In (d), the atomized droplets were sprayed into liquid nitrogen layered over frozen ethanol and spherical non-aggregated microspheres were formed. As described in example 11, well shaped microspheres were also formed when the isopentane was at a temperature of -141.2°C. In both embodiments of the system, the liquified gas overlaying a frozen non-solvent and the cold temperature solvent, the atomized polymer droplets were frozen upon hitting the solvent. Temperatures warmer than those which resulted in the immediate freezing of the polymer were not effective in producing uniformly spherical non-aggregated polymeric microspheres.

Modifications and variations of the present invention, a method for making microspheres, and products thereof, will be obvious to those skilled in the art from the foregoing detailed description of the invention. Such modifications and variations are  
5 intended to come within the scope of the appended claims.

We claim.

1. A method for preparing polymeric microspheres comprising

a) freezing droplets of polymer solution by atomizing the droplets into a freezing non-solvent having a temperature below the freezing point of the polymer solution effective to immediately freeze the atomized polymer solution upon contact;

b) thawing the solvent in the frozen droplets of polymer solution; and

c) extracting the solvent from the droplets into a liquid non-solvent to form spherical polymeric microspheres.

2. The method of claim 1 wherein the freezing non-solvent is a liquified gas overlaying a layer of frozen liquid non-solvent for the polymer, and the solvent for the polymer is miscible in the liquid non-solvent.

3. The method of claim 2 further comprising:  
evaporating the liquified gas after freezing the droplets of polymer solution; and

thawing the frozen liquid non-solvent to extract the solvent from the frozen droplets.

4. The method of claim 1 wherein the freezing non-solvent and the extracting non-solvent are the same.

5. The method of claim 1 further comprising providing a biologically active agent to be incorporated in the microspheres selected from the group consisting of proteins, short chain peptides, polysaccharides, nucleic acids, lipids, steroids, and organic and inorganic drugs.

6. The method of claim 5 further comprising providing materials to be incorporated in the microspheres selected from the group consisting of salts, metals, sugars, surface active agents, acids, bases, stabilizers, release enhancing agents, cholesterol, hyaluronic acid, gelatin, collagen and phospholipids.

7. The method of claim 2 wherein the liquified gas is selected from the group consisting of liquid argon ( $-185.6^{\circ}\text{C}$ ), liquid nitrogen ( $-195.8^{\circ}\text{C}$ ), and liquid oxygen ( $-182.9^{\circ}\text{C}$ ).

8. The method of claim 1 wherein the polymer is selected from the group consisting of poly(lactic acid), poly(lactic-co-glycolic acid), poly(caprolactone), polycarbonates, polyamides, polyanhydrides, poly(amino acids), poly(ortho esters), polyacetals, polycyanoacrylates, polyurethanes, polyacrylates, ethylene-vinyl acetate and other acyl substituted cellulose acetates and derivatives thereof, polystyrenes, poly(vinyl chloride), poly(vinyl fluoride), poly(vinyl imidazole), chlorosulphonated polyolefins, poly(ethylene oxide), and copolymers and blends thereof.

9. The method of claim 1 further comprising removing the microspheres from the non-solvent.

10. A microsphere formed by

a) freezing droplets of polymer solution by atomizing the droplets into a freezing non-solvent having a temperature below the freezing point of the polymer solution;

b) thawing the solvent in the frozen polymeric droplets;  
and

c) extracting the solvent from the polymeric droplets into a liquid non-solvent to form spherical polymeric microspheres.

11. The microspheres of claim 10 further comprising a biologically active agent incorporated in the microspheres selected from the group consisting of proteins, short chain peptides, polysaccharides, nucleic acids, lipids, steroids, and organic and inorganic drugs, having greater than 90% of the biological activity of the agent before incorporation in the microspheres.

12. The microspheres of claim 11 further comprising a material selected from the group consisting of salts, metals, sugars, surface active agents, acids, bases, stabilizers, and release enhancing agents.

13. The microspheres of claim 10 wherein the polymer is selected from the group consisting of poly(lactic acid), poly(lactic-co-glycolic acid), poly(caprolactone), polycarbonates, polyamides, polyanhydrides, poly(amino acids), poly(ortho esters), polyacetals, polycyanoacrylates, polyurethanes, polyacrylates, ethylene-vinyl acetate and other acyl substituted cellulose acetates and derivatives thereof, polystyrenes, poly(vinyl chloride), poly(vinyl fluoride), poly(vinyl imidazole), chlorosulphonated polyolefins, poly(ethylene oxide), and copolymers and blends thereof.

14. The microspheres of claim 10 wherein the polymer and agent form a heterogeneous mixture.

15. The microspheres of claim 10 wherein the polymer and agent form a homogeneous mixture.

16. The microspheres of claim 11 comprising a biologically active agent, wherein the agent after incorporation maintains greater than 90% of the biological activity present prior to incorporation into the microspheres, and said microspheres do not contain surface active agents.

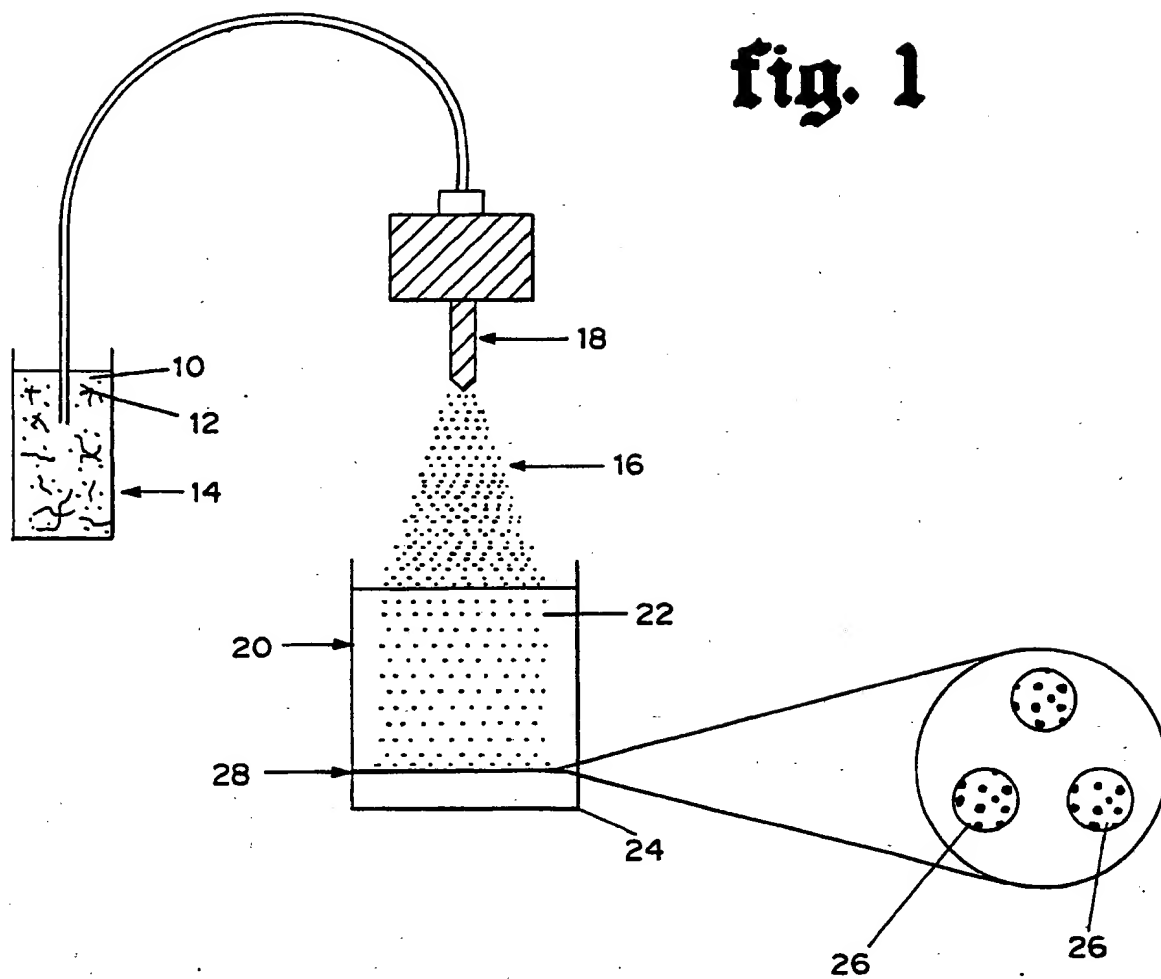
17. The method of claim 1 wherein the polymer solution has a concentration between 1% and 20% by weight polymer.

18. The method of claim 1 wherein the microsphere has a final concentration of up to 50% by weight active non-polymeric components.

19. The microspheres of claim 11 wherein the microsphere has a final concentration of up to 50% by weight non-polymeric components.

20. The microspheres of claim 11 wherein the microspheres have diameters of approximately 50 microns or less.

14

**fig. 1**

2/4

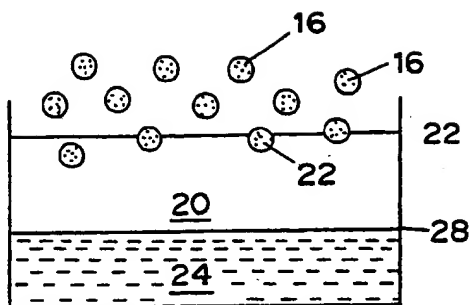


fig. 2a

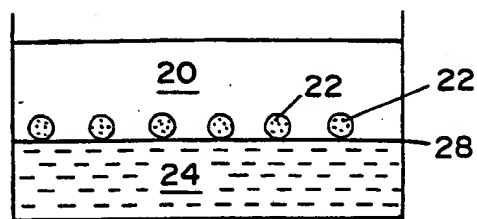


fig. 2b

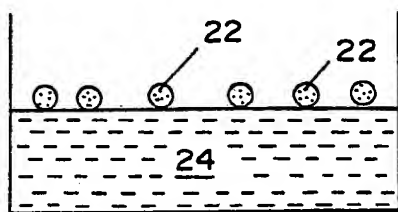


fig. 2c

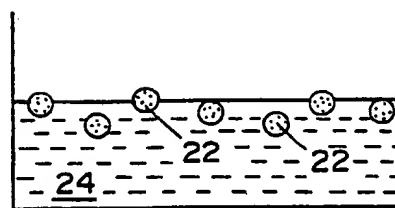


fig. 2d

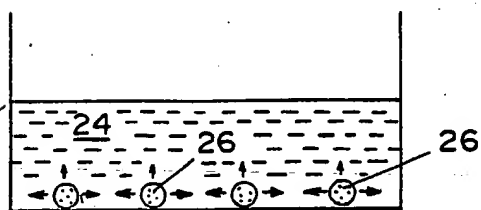


fig. 2e

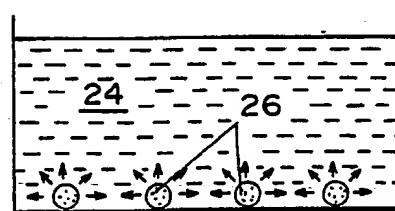
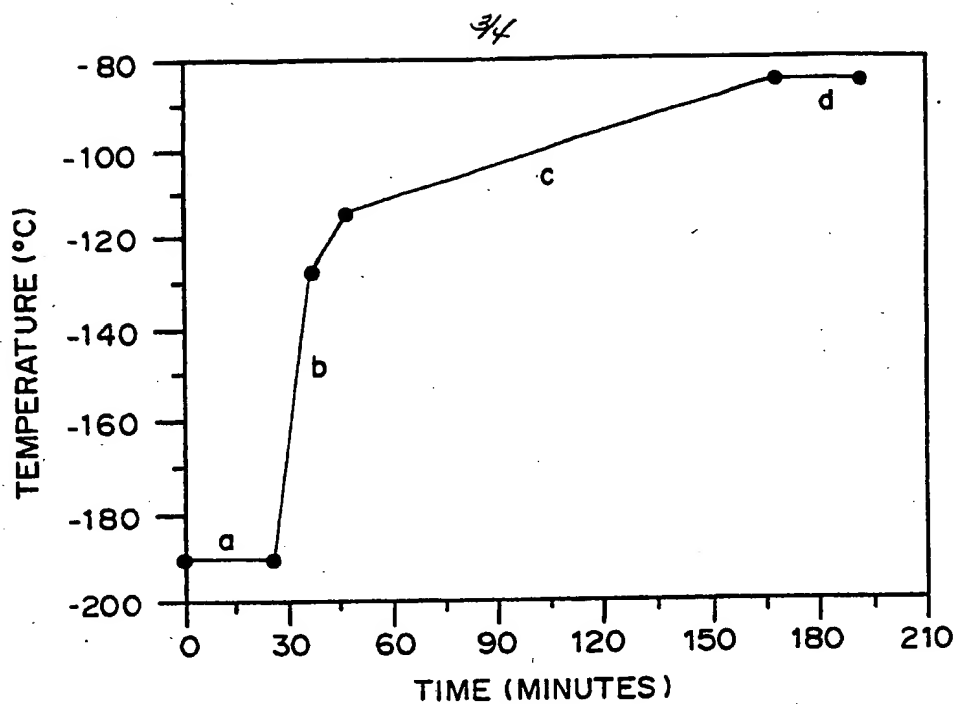
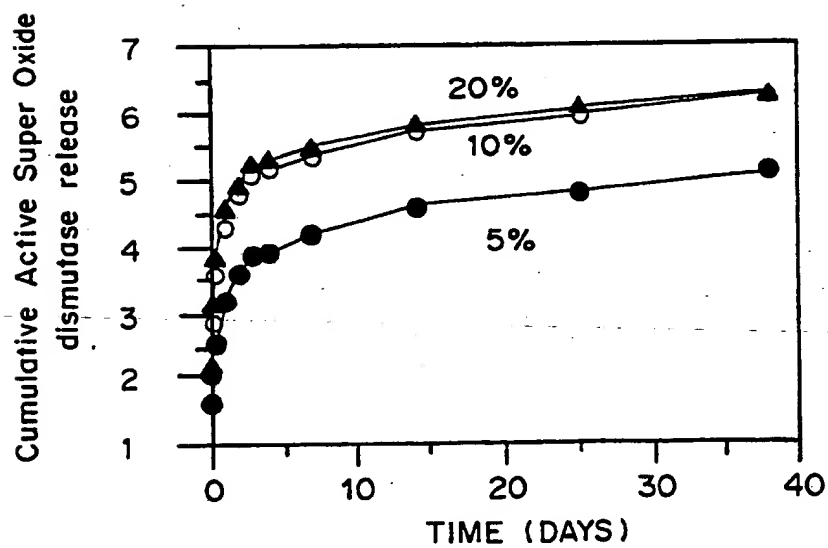
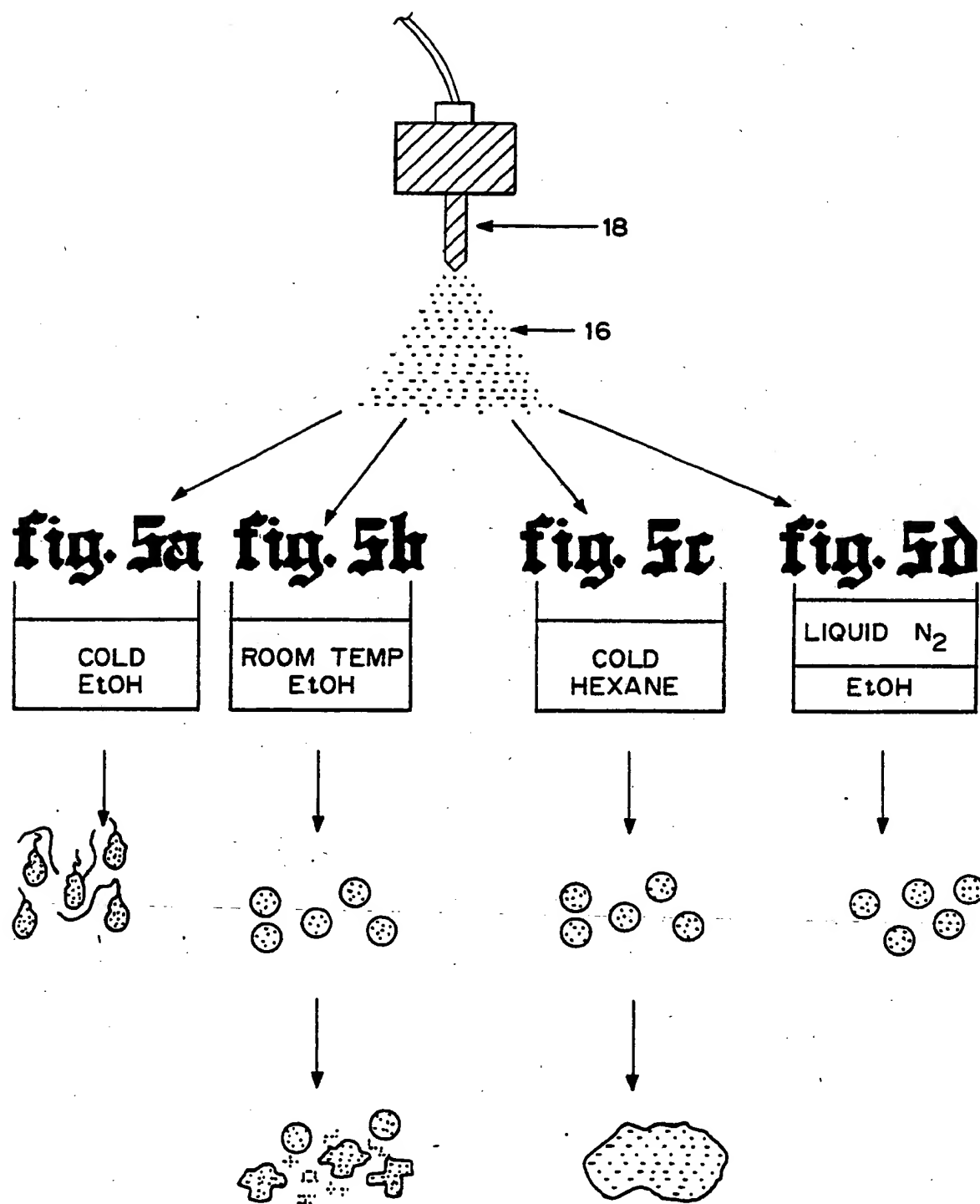


fig. 2f



**fig. 3****fig. 4**

#4



# INTERNATIONAL SEARCH REPORT

International Application No PCT/US 90/02425

<b>I. CLASSIFICATION OF SUBJECT MATTER</b> (If several classification symbols apply, indicate all) <sup>6</sup> According to International Patent Classification (IPC) or to both National Classification and IPC IPC <sup>5</sup> : F 26 B 5/06, A 61 K 9/16																				
<b>II. FIELDS SEARCHED</b> <div style="text-align: center; border-top: 1px solid black; border-bottom: 1px solid black; margin: 5px 0;">Minimum Documentation Searched <sup>7</sup></div> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%; border-bottom: 1px solid black; padding: 5px;">Classification System</td> <td style="border-bottom: 1px solid black; padding: 5px;">Classification Symbols</td> </tr> <tr> <td style="padding: 5px;">IPC<sup>5</sup></td> <td style="padding: 5px;">F 26 B, A 61 K</td> </tr> </table> <div style="text-align: center; border-top: 1px solid black; border-bottom: 1px solid black; margin: 5px 0;">Documentation Searched other than Minimum Documentation to the Extent that such Documents are Included in the Fields Searched <sup>8</sup></div>			Classification System	Classification Symbols	IPC <sup>5</sup>	F 26 B, A 61 K														
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<b>III. DOCUMENTS CONSIDERED TO BE RELEVANT <sup>9</sup></b> <table style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 10%; border-bottom: 1px solid black; padding: 5px;">Category <sup>9</sup></th> <th style="width: 70%; border-bottom: 1px solid black; padding: 5px;">Citation of Document, <sup>11</sup> with Indication, where appropriate, of the relevant passages <sup>12</sup></th> <th style="width: 20%; border-bottom: 1px solid black; padding: 5px;">Relevant to Claim No. <sup>13</sup></th> </tr> <tr> <td style="text-align: center; vertical-align: top; padding: 5px;">A</td> <td style="padding: 5px;">US, A, 3932943 (A.R. BRIGGS et al.) 20 January 1976 see column 2, lines 13-58; column 5, lines 19-26</td> <td style="vertical-align: top; padding: 5px;">1,3,5,6,10, 11,12,16</td> </tr> <tr> <td style="text-align: center; vertical-align: top; padding: 5px;">A</td> <td style="padding: 5px;">US, A, 4712310 (S.B. ROY) 15 December 1987 see column 2, lines 49-65; column 3, lines 33-68; column 4, lines 3-17</td> <td style="vertical-align: top; padding: 5px;">1,3,5,6,10, 11,12,14</td> </tr> <tr> <td style="text-align: center; vertical-align: top; padding: 5px;">A</td> <td style="padding: 5px;">US, A, 4329787 (W.A. NEWTON) 18 May 1982 see column 3, lines 35-66; column 4, lines 15-66; column 5, lines 16-31; column 6, lines 12-29</td> <td style="vertical-align: top; padding: 5px;">1,3,9,10</td> </tr> <tr> <td style="text-align: center; vertical-align: top; padding: 5px;">A</td> <td style="padding: 5px;">US, A, 4818542 (P.P. DELUCA et al.) 4 April 1989 see column 3, lines 65-68; column 4, lines 1-35; column 6, lines 53-68; column 7, lines 1-51</td> <td style="vertical-align: top; padding: 5px;">1,5,6,9,10, 11,13,15,17, 20</td> </tr> <tr> <td colspan="3" style="text-align: center; padding: 5px;">-----</td> </tr> </table>			Category <sup>9</sup>	Citation of Document, <sup>11</sup> with Indication, where appropriate, of the relevant passages <sup>12</sup>	Relevant to Claim No. <sup>13</sup>	A	US, A, 3932943 (A.R. BRIGGS et al.) 20 January 1976 see column 2, lines 13-58; column 5, lines 19-26	1,3,5,6,10, 11,12,16	A	US, A, 4712310 (S.B. ROY) 15 December 1987 see column 2, lines 49-65; column 3, lines 33-68; column 4, lines 3-17	1,3,5,6,10, 11,12,14	A	US, A, 4329787 (W.A. NEWTON) 18 May 1982 see column 3, lines 35-66; column 4, lines 15-66; column 5, lines 16-31; column 6, lines 12-29	1,3,9,10	A	US, A, 4818542 (P.P. DELUCA et al.) 4 April 1989 see column 3, lines 65-68; column 4, lines 1-35; column 6, lines 53-68; column 7, lines 1-51	1,5,6,9,10, 11,13,15,17, 20	-----		
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<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p><sup>10</sup> Special categories of cited documents:</p> <p>"A" document defining the general state of the art which is not considered to be of particular relevance</p> <p>"E" earlier document but published on or after the international filing date</p> <p>"L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)</p> <p>"O" document referring to an oral disclosure, use, exhibition or other means</p> <p>"P" document published prior to the international filing date but later than the priority date claimed</p> </div> <div style="width: 45%;"> <p>"T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention</p> <p>"X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step</p> <p>"Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art</p> <p>"A" document member of the same patent family</p> </div> </div>																				
<b>IV. CERTIFICATION</b> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; border-bottom: 1px solid black; padding: 5px;">Date of the Actual Completion of the International Search</td> <td style="width: 50%; border-bottom: 1px solid black; padding: 5px;">Date of Mailing of this International Search Report</td> </tr> <tr> <td style="padding: 5px;">30th July 1990</td> <td style="padding: 5px;">12. 09. 90</td> </tr> <tr> <td style="border-bottom: 1px solid black; padding: 5px;">International Searching Authority</td> <td style="border-bottom: 1px solid black; padding: 5px;">Signature of Authorized Officer</td> </tr> <tr> <td style="padding: 5px;">EUROPEAN PATENT OFFICE</td> <td style="padding: 5px;">             H. Ballesteros         </td> </tr> </table>			Date of the Actual Completion of the International Search	Date of Mailing of this International Search Report	30th July 1990	12. 09. 90	International Searching Authority	Signature of Authorized Officer	EUROPEAN PATENT OFFICE	 H. Ballesteros										
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**ANNEX TO THE INTERNATIONAL SEARCH REPORT  
ON INTERNATIONAL PATENT APPLICATION NO.**

US 9002425  
SA 36752

This annex lists the patent family members relating to the patent documents cited in the above-mentioned international search report. The members are as contained in the European Patent Office EDP file on 31/08/90. The European Patent Office is in no way liable for these particulars which are merely given for the purpose of information.

Patent document cited in search report	Publication date	Patent family member(s)	Publication date
US-A- 3932943	20-01-76	US-A- 3928566	23-12-75
US-A- 4712310	15-12-87	None	
US-A- 4329787	18-05-82	None	
US-A- 4818542	04-04-89	WO-A- 8905632	29-06-89